THE HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.17440 of 2006

Date : 22-8-2006

Between:

Kondaveeti Satyanarayana Raju,
S/o.Mr.Appala Raju, aged 47 years,
Occ: Agriculture, R/o.Ward No.VIII,
Bejjur Gramapanchayat, Bejjur Mandal,
Adilabad District. .. Petitioner

And

1. The State Election Commission of
   Andhra Pradesh, Office at Buddha
   Bhavan, Tank Bund, Secunderabad.
2. The District Election Authority-cum-
   District Collector, Adilabad.
3. The Assistant Deputy District Election
   Authority-cum-Mandal Parishad
   Development Officer, Bejjur Mandal,
   Adilabad District.
4. The Returning Officer Election to
   Grama Panchayath, Bejjur, Grama
   Panchayath School Assistant,
   Zilla Parishad High School,
   Sirpur Town, Mandal Sirpur “T",
   Adilabad District.
5. Mrs.Chmarkar Vishwaramma w/o.
   Waman, aged 35 years,
   Occ: Household, R/o.Bejjur Mandal,
   Adilabad District. ..

Respondents

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W.P.No.17440 of 2006

ORDER:

The Writ Petition is filed for a Writ of Mandamus declaring the election of 5th respondent as illegal and void in the interest of justice and equity and to pass such other suitable orders.

It is stated that the petitioner is a registered voter on the electoral rolls of 1st respondent at Serial No.1741, Ward VIII, Bejjur Gram Panchayath under Sirpur Town Assembly constituency. It is also stated that the elections to the post of Sarpanch and Ward members of the Bejjur Grama Panchayath were held on 29-7-2006 while the notification for conduct of election was issued on 9-7-2006 by the 1st respondent. It is also stated that there is a difference of 400 votes which had not been polled as per the record of the 3rd respondent. It is further stated that the 5th respondent with the help of the staff of 3rd respondent had managed to get 400 votes in his favour. It is also stated that the total votes polled including the

rejected votes for the election of 14th Ward members were 2581 but for the post of Sarpanch it is shown as 2981.

It is needless to say that these are all factual aspects which may have to be gone into by the appropriate Election Tribunal. Hence liberty is given to the petitioner to approach the appropriate Election Tribunal, if he is so advised.

The Writ Petition is accordingly disposed of. No order as to costs.

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Justice P.S. Narayana

Date : 22-8-2006

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